

**Janet Napolitano**  
Governor

**Christina M. Sorenson, O.D.**  
President

**Caroline Griego, O.D.**  
Vice President



**Arizona State Board of Optometry**  
1400 West Washington, Suite 230  
Phoenix, AZ 85007

**Margaret Whelan**  
Executive Director

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Telephone (602) 542-8155 • Fax (602) 542-3093

**MEETING NOTICE AND AGENDA FOR REGULAR SESSION MEETING  
JANUARY 16, 2009 SCHEDULED TO COMMENCE AT 9:00 A.M.**

Pursuant to A.R.S. §38-431.02, notice is hereby given to the general public and to the members of the Arizona State Board of Optometry, that a regular meeting open to the public will be held on January 16, 2009 at 9:00 AM. The meeting is at 1400 W. Washington, Room B-1, in Phoenix, AZ.

For further information regarding agenda material, please contact Paula Hollins, Licensing Administrator, at (602) 542-8164.

The Board reserves the right to change the order of items on the agenda, except for public hearings set for a specific time. Please note that any recommendations listed on the agenda are merely suggested Board actions.

These recommendations do not become final until adopted by the Board. The Board has the authority to accept, reject, or modify any recommendation listed on the agenda.

**Americans with Disabilities Act:** Persons with disabilities may request reasonable accommodations by contacting the Arizona State Board of Optometry (ASBOO) Executive Director, Margaret Whelan, at (602) 542-8155. Please make requests as early as possible to allow time to arrange the accommodation.

**Board Members**

Christina M. Sorenson, O.D., President  
Caroline Griego, O.D., Vice-President  
Robert B. Pinkert, O.D.  
Stacey Meier, O.D.  
Curtis R. Winkler, M.D.  
Vacant, Public Member

**Staff:**

Margaret Whelan, Executive Director  
Paula Hollins, Licensing Administrator

**Legal Counsel:**

Keely Verstegen, Assistant Attorney General

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| <b>A. CALL TO ORDER:</b>      | <b>Dr. Sorenson</b> |
| <b>B. ROLL CALL:</b>          | <b>Ms. Hollins</b>  |
| <b>C. PRESIDENT'S REPORT:</b> | <b>Dr. Sorenson</b> |

**D. FORMAL ADMINISTRATIVE HEARING: 9:00 a.m.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

1. ASBOO vs. Joanne Lew, O.D. IR#200855

**E. INFORMAL INTERVIEW: 9:00 a.m.**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

2. ASBOO vs. Sylvia Ryan, O.D. IR#200909

**F. REVIEW, DISCUSSION AND VOTE ON INVESTIGATIVE REVIEWS/COMPLAINTS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

3. R.A. vs. Mark Page, O.D. IR#200844
4. B.H. vs. Torrence Watkins, O.D. IR#200846
5. ASBOO vs. Peter Suchsland, O.D. IR#200911
6. ASBOO vs. Aleta Doroudian, O.D. IR#200912
7. C.C. vs. Brent Schoppe, O.D. IR#200913
8. L.M. vs. Leo Biglaiser, O.D. IR#200914
9. D.C. vs. Amy Czyz, O.D. IR#200915
10. ASBOO vs. Kenneth Welsh, O.D. IR#200916

**G. REVIEW, DISCUSSION, AND POSSIBLE ACTION TO OPEN A COMPLAINT:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

11. Joseph Solomon, O.D.
12. Jeffrey Olsen, O.D.
13. 1-800 Contacts

**H. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING REGULAR LICENSE APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

14. Erramouspe, Jean
15. Goel, Puja
16. Rowe, Justin
17. Tran, Harry

**I. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PENDING ENDORSEMENT APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

- 18. Giedt, Robert
- 19. Lewinson, Dennis
- 20. Nevel, Bernard

**J. REVIEW, DISCUSSION AND POSSIBLE ACTION ON PHARMACEUTICAL AGENT CERTIFICATE APPLICATIONS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

- 21. James Fabricant, O.D.
- 22. Robert Kelly, O.D.

**K. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON APPROVAL OF CONTINUING EDUCATION AS PROVIDED BY A.R.S. §32-1704(D) and A.A.C. R4-21-209:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**Fiscal Year 2009**

	<b>Continuing Education</b>	<b>Date</b>	<b>No. of hours requested</b>
a.	Diabetic Retinopathy & Retinal Vascular Disease	October 21, 2008	2 Regular
b.	Int'l Vision East 2009 Expo & Conference	March 26 – 29, 2009	154 Regular
c.	CAOS	November 18, 2008	3 Regular
d.	Ocular Surgery/Grand Rounds	March 27, 2008	4 Regular
e.	Eyelid Plastic Surgery/Observation	March 26, 2008	4 Regular

**L. REVIEW, DISCUSSION AND POSSIBLE VOTE ON MANDATING COPE APPROVED COURSES ONLY FOR OUT OF STATE OPTOMETRISTS TO MEET THE REQUIREMENTS FOR CONTINUING EDUCATION COURSES FOR LICENSE RENEWAL:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**M. REVIEW, DISCUSSION, AND POSSIBLE ACTION ON LETTER FROM THE PHARMACY BOARD REGARDING ARIZONA CSPMP REGISTRATION:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**N. REVIEW DISCUSSION AND POSSIBLE ACTION ON 120-HOUR COURSE REQUIREMENT FOR ENDORSEMENT CANDIDATES:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**O. REVIEW DISCUSSION AND POSSIBLE ACTION ON CHANGING THE 5-YEAR REQUIREMENT FOR THE NBO SCORES IN RULE R4-21-201(C)(5):**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**P. REVIEW, DISCUSSION AND POSSIBLE ACTION ON POTENTIAL AMENDMENT OF THE STAY OF REVOCATION ORDER FOR VINCENT SANCHEZ, O.D.:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**Q. REVIEW, DISCUSSION AND POSSIBLE ACTION ON RECORDS POLICY SUBMITTED BY MARIANNE RIPTON, O.D.:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

23. Records retention/practices policy

**R. REVIEW, DISCUSSION AND POSSIBLE ACTION ON 1-800-CONTACTS AND WAL-MART PARTNERSHIP AND POSSIBLE VIOLATION OF ARIZONA OPTOMETRY LAWS:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney to receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

**S. REVIEW, DISCUSSION AND POSSIBLE APPROVAL OF BOARD MEETING MINUTES:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

24. October 17, 2008 Regular Session Minutes

**T. EXECUTIVE DIRECTOR'S REPORT:**

The Board may hold an executive session to discuss records exempt by law from public inspection pursuant to A.R.S. §38-431.03(A)(2). In addition, the Board may hold an executive session to discuss or consult with its attorney and receive legal advice pursuant to A.R.S. §38-431.03(A)(3).

- 25. Budget
- 26. Legislation
- 27. CE Audit
- 28. Consolidation
- 29. Online payment and renewal systems
- 30. Teleconference system changes
- 31. Primary source verification notice on web and e-mail
- 32. Board meetings for 2009

**U. CALL TO PUBLIC:**

**Dr. Sorenson**

Those wishing to address the Board need not request permission in advance; however, the Board may limit time of those persons speaking during the Call to the Public. Pursuant to A.R.S. §38-431.02(H), the Board can only take action on matters listed on the agenda. If appropriate, actions on public comment matters that are not listed on the agenda will be limited to directing staff to study the matter or schedule the matter for further discussion at a later date.

**END OF AGENDA:**

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Margaret Whelan, Executive Director

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Date